



# Daily Digest

**Federal Communications Commission**  
**445 12th St., SW**  
**Washington, D.C. 20554**

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**Vol. 23 No. 59**

**March 26, 2004**

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## THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

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### NEWS RELEASES

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FCC CALENDAR OF EVENTS. News Release. News Media Contact: Sharon Hurd at (202) 418-0504 OMR  
[DOC-245362A1.doc](#) [DOC-245362A1.pdf](#) [DOC-245362A1.txt](#)

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### PUBLIC NOTICES

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Report No: TEL-00773S Released: 03/26/2004. STREAMLINED INTERNATIONAL APPLICATIONS  
ACCEPTED FOR FILING. IB. Contact: (202) 418-0270 [DOC-245380A1.pdf](#) [DOC-245380A1.txt](#)

Report No: SAT-00204 Released: 03/26/2004. POLICY BRANCH INFORMATION. (DA No. 04-799) Actions  
Taken. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DA-04-799A1.pdf](#) [DA-04-799A1.txt](#)

Report No: SAT-00203 Released: 03/26/2004. POLICY BRANCH INFORMATION Satellite Space Applications  
Accepted for Filing. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DOC-245400A1.pdf](#) [DOC-245400A1.txt](#)

Report No: 0101 Released: 03/26/2004. SPECIAL RELIEF AND SHOW CAUSE PETITIONS. MB. Contact:  
(202) 418-7200 [DOC-245369A1.doc](#) [DOC-245369A1.pdf](#) [DOC-245369A1.txt](#)

Released: 03/26/2004. REQUEST FOR EXEMPTION FROM COMMISSION'S CLOSED CAPTIONING  
RULES. (DA No. 04-795) CSR 6291. MB. Contact: Sonia Greenaway-Mickle or Steve Garner at (202) 418-  
7200, TTY: (202) 418-7172 [DA-04-795A1.doc](#) [DA-04-795A1.pdf](#) [DA-04-795A1.txt](#)

Released: 03/26/2004. REQUEST FOR EXEMPTION FROM COMMISSION'S CLOSED CAPTIONING  
RULES. (DA No. 04-796) CSR 6292. MB. Contact: Sonia Greenaway-Mickle or Steve Garner at (202) 418-  
7200, TTY: (202) 418-7172 [DA-04-796A1.doc](#) [DA-04-796A1.pdf](#) [DA-04-796A1.txt](#)

Released: 03/26/2004. PETITION FOR EXEMPTION FROM COMMISSION'S CLOSED CAPTIONING  
RULES WITHDRAWN. (DA No. 04-794) CSR 6280. MB. Contact: Sonia Greenaway-Mickle or Steve Garner  
at (202) 418-7200, TTY: (202) 418-7172 [DA-04-794A1.doc](#) [DA-04-794A1.pdf](#) [DA-04-794A1.txt](#)

Report No: 45701 Released: 03/26/2004. BROADCAST ACTIONS. MB [DOC-245329A1.txt](#) [DOC-245329A1.pdf](#)

Report No: 25701 Released: 03/26/2004. BROADCAST APPLICATIONS. MB [DOC-245330A1.txt](#) [DOC-245330A1.pdf](#)

Released: 03/26/2004. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS (2 OF 2). OMD. Contact: Helen Abraham @ (202) 418-0310 [DOC-245394A1.pdf](#) [DOC-245394A1.txt](#)

Released: 03/26/2004. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILING IN PERMIT-BUT-DISCLOSURE PROCEEDINGS (1 OF 2). OMD. Contact: Barbara P. Chappelle @ (202) 418-0310 [DOC-245404A1.pdf](#) [DOC-245404A1.txt](#)

Released: 03/26/2004. DOMESTIC SECTION 214 APPLICATION FILED FOR TRANSFER OF CONTROL OF NEWSOUTH COMMUNICATIONS CORP., NUVOX, INC. AND NUVOX COMMUNICATIONS, INC., STREAMLINED PLEADING CYCLE ESTABLISHED. (DA No. 04-815). (Dkt No 04-50). Comments Due: 04/09/2004. Reply Comments Due: 04/16/2004. WCB. Contact: Tracey Wilson at (202) 418-1394 or Gail Cohen at (202) 418-0939 [DA-04-815A1.doc](#) [DA-04-815A1.pdf](#) [DA-04-815A1.txt](#)

Released: 03/26/2004. SMITH BAGLEY, INC., REQUESTS A WAIVER OF " NEAR RESERVATION" DEFINITION AS CODIFIED IN SECTION 54.400(E) OF THE COMMISSION'S RULES FOR EASTERN NAVAJO AGENCY OF THE NAVAJO NATION IN THE STATE OF NEW MEXICO. (DA No. 04-846). (Dkt No 96-45) Pleading Cycle Established. Comments Due: 04/29/2004. Reply Comments Due: 05/13/2004. WCB. Contact: Shannon Lipp at (202) 418-7400, TTY: (202) 418-0484 [DA-04-846A1.doc](#) [DA-04-846A1.pdf](#) [DA-04-846A1.txt](#)

Released: 03/26/2004. WIRELINE COMPETITION BUREAU SEEKS COMMENT ON THE PETITION OF THE NORTH-EASTERN PENNSYLVANIA TELEPHONE COMPANY FOR TEMPORARY WAIVER OF THE COMMISSION'S NUMBER PORTABILITY REQUIREMENTS, PLEADING CYCLE ESTABLISHED. (DA No. 04-798). (Dkt No 95-116). Comments Due: 04/09/2004. Reply Comments Due: 04/16/2004. WCB. Contact: Pam Slipakoff at (202) 418-7705, email: Pam.Slipakoff@fcc.gov, TTY: (202) 418-0484 [DA-04-798A1.pdf](#) [DA-04-798A1.txt](#)

Released: 03/26/2004. REGION 7 (COLORADO) 700 MHZ PUBLIC SAFETY PLANNING COMMITTEE ANNOUNCES PLANNING MEETING. (DA No. 04-788). WTB [DA-04-788A1.doc](#) [DA-04-788A1.pdf](#) [DA-04-788A1.txt](#)

Released: 03/26/2004. REGION 45 (WISCONSIN) 700 MHZ PUBLIC SAFETY PLANNING COMMITTEE ANNOUNCES PLANNING MEETING. (DA No. 04-789). WTB [DA-04-789A1.doc](#) [DA-04-789A1.pdf](#) [DA-04-789A1.txt](#)

Released: 03/26/2004. REGION 42 (VIRGINIA) 700 MHZ PUBLIC SAFETY PLANNING COMMITTEE ANNOUNCES PLANNING MEETING. (DA No. 04-790). WTB [DA-04-790A1.doc](#) [DA-04-790A1.pdf](#) [DA-04-790A1.txt](#)

Released: 03/26/2004. WIRELESS TELECOMMUNICATIONS BUREAU MOBILITY DIVISION APPROVES WITHDRAWAL OF APPLICATION FOR REVIEW AND JANUARY 15, 2004 LETTER. (DA No. 04-814). WTB. Contact: Richard Arsenault at (202) 418-0920, email: Richard.Arsenault@fcc.gov [DA-04-814A1.doc](#) [DA-04-814A1.pdf](#) [DA-04-814A1.txt](#)

Released: 03/26/2004. COMMENT SOUGHT ON REQUESTS FOR WAIVER OF WIRELESS LOCAL NUMBER PORTABILITY REQUIREMENTS. (DA No. 04-800). (Dkt No 95-116). Comments Due: 04/12/2004. Reply Comments Due: 04/22/2004. WTB. Contact: Jennifer Salhus at (202) 418-1310, TTY: (202) 418-1169 or Pam Slipakoff at (202) 418-7705, TTY: (202) 418-0484 [DA-04-800A1.doc](#) [DA-04-800A1.pdf](#) [DA-04-800A1.txt](#)

Released: 03/26/2004. WIRELESS TELECOMMUNICATIONS BUREAU SEEKS COMMENT ON THE COMMONWEALTH OF VIRGINIA'S REQUEST FOR WAIVER OF COMMISSION RULES TO USE VHF PUBLIC COAST FREQUENCIES TO SUPPORT PUBLIC SAFETY ACTIVITIES. (DA No. 04-783). Comments Due: 04/20/2004. Reply Comments Due: 04/30/2004. WTB. Contact: Jim Shaffer at (202) 418-0687, TTY: (202) 418-7233, email: James.Shaffer@fcc.gov [DA-04-783A1.doc](#) [DA-04-783A1.pdf](#) [DA-04-783A1.txt](#)

Released: 03/26/2004. WIRELESS TELECOMMUNICATIONS BUREAU SEEKS COMMENT ON THE DOMINION VIRGINIA POWER'S REQUEST FOR WAIVER TO USE A PUBLIC SAFETY FREQUENCY IN THE 30-50 MHZ BAND TO SUPPORT INTEROPERABILITY COMMUNICATIONS WITH PUBLIC SAFETY ENTITIES. (DA No. 04-779). Comments Due: 04/05/2004. Reply Comments Due: 04/12/2004. WTB. Contact: Greg Guice at (202) 418-0095, email: Greg.Guice@fcc.gov, TTY: (202) 418-7233 [DA-04-779A1.doc](#) [DA-04-779A1.pdf](#) [DA-04-779A1.txt](#)

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## SPEECHES

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REMARKS OF MICHAEL K. POWELL, CHAIRMAN, FEDERAL COMMUNICATIONS COMMISSION AT THE FCC SUMMIT: EMERGENCY COMMUNICATIONS AND HOMELAND SECURITY, WORKING WITH THE DISABILITY COMMUNITY, WASHINGTON, D.C., MARCH 25, 2004. OCH [DOC-245354A1.doc](#) [DOC-245354A1.pdf](#) [DOC-245354A1.txt](#)

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## TEXTS

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FAMILY HEALTH, A.K.A. FAMILY HEALTH BENEFITS. Issued Official citation to Family Health, Bellaire and Houston, TX for violations of the TCPA and the Commission's rules regarding unsolicited fax advertising. Action by: Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau by LETTER. (DA No. 04-784). EB [DA-04-784A1.doc](#) [DA-04-784A1.pdf](#) [DA-04-784A1.txt](#)

FM TABLE OF ALLOTMENTS, VARIOUS COMMUNITIES. Proposed Amendment of FM Table of Allotments for various communities. Docket No. 04-79, et al. (Dkt No. 04-79). Action by: Chief, Audio Division, Media Bureau. Comments Due: 05/17/2004. Reply Comments Due: 06/01/2004. Adopted: 03/24/2004 by NPRM. (DA No. 04-780). MB [DA-04-780A1.doc](#) [DA-04-780A1.pdf](#) [DA-04-780A1.txt](#)

COMMONWEALTH PRODUCTIONS, VIDEO PROGRAMMING ACCESSIBILITY, PETITION FOR WAIVER OF CLOSED CAPTIONING REQUIREMENTS. Denied Commonwealth's Petition. Action by: Deputy Chief, Policy Division, Media Bureau. Adopted: 03/25/2004 by MO&O. (DA No. 04-797). MB [DA-04-797A1.doc](#) [DA-04-797A1.pdf](#) [DA-04-797A1.txt](#)

FM TABLE OF ALLOTMENTS, WYNNEWOOD, OK. Dismissed the proposal of David P. Garland in this proceeding. Dismissed the counterproposal of DFWU, Inc. Terminated the proceeding. (Dkt No. 02-126). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/24/2004 by R&O. (DA No. 04-781). MB [DA-04-781A1.doc](#) [DA-04-781A1.pdf](#) [DA-04-781A1.txt](#)

FM TABLE OF ALLOTMENTS, CROWELL, BONHAM, BRIDGEPORT, PALESTINE, RANGER, STEPHENVILLE, WELLINGTON, TX; APACHE, ARDMORE, BENNINGTON, CACHE, ELK CITY, LAWTON, OK. Amended the FM Table of Allotments for these communities. (Dkt No. 01-293). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/24/2004 by R&O. (DA No. 04-782). MB [DA-04-782A1.doc](#) [DA-04-782A1.pdf](#) [DA-04-782A1.txt](#)

**ADDENDA: THE FOLLOWING ITEMS, RELEASED MARCH 25, 2004, DID NOT APPEAR IN  
DIGEST NO. 58:**

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**PUBLIC NOTICES**  
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Report No: SPB-203 Released: 03/25/2004. 2 GHZ MSS SYSTEMS IN COMPLIANCE WITH SECOND MILESTONE REQUIREMENT. (DA No. 04-778). IB. Contact: Karl Kensinger at (202) 418-0749 [DA-04-778A1.doc](#) [DA-04-778A1.pdf](#) [DA-04-778A1.txt](#)

Report No: SPB-204 Released: 03/25/2004. THE INTERNATIONAL BUREAU PROVIDES GUIDANCE CONCERNING THE CRITICAL DESIGN REVIEW MILESTONE REQUIREMENT. (DA No. 04-787). IB [DA-04-787A1.doc](#) [DA-04-787A1.pdf](#) [DA-04-787A1.txt](#)

Report No: SPB-205 Released: 03/25/2004. POLICY BRANCH INFORMATION - SPECTRUM AVAILABLE. (DA No. 04-791). IB. Contact: Mark Young at (202) 418-0762, email: Mark.Young@fcc.gov, TTY: (202) 418-2555 [DA-04-791A1.doc](#) [DA-04-791A1.pdf](#) [DA-04-791A1.txt](#)

Released: 03/25/2004. COMMENTS SOUGHT ON VERIZON PETITION TO EXTEND WAIVER OF SECTION 61.42(G) OF THE COMMISSION'S RULES. (DA No. 04-785). Comments Due: 04/05/2004. Reply Comments Due: 04/12/2004. WCB. Contact: Marvin F. Sacks at (202) 418-1520 [DA-04-785A1.doc](#) [DA-04-785A1.pdf](#) [DA-04-785A1.txt](#)

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**TEXTS**  
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LEO ONE WORLDWIDE INC. Cancelled the authorization granted to Leo One Worldwide, Inc. ("Leo One") to construct, launch and operate a 48-satellite non-voice, non-geostationary mobile satellite service system. Action by: Chief, Satellite Division, International Bureau. Adopted: 03/25/2004 by MO&O. (DA No. 04-792). IB [DA-04-792A1.doc](#) [DA-04-792A1.pdf](#) [DA-04-792A1.txt](#)